

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

BARBARA LYNN VAIL, MD,	:	
Plaintiff,	:	CIVIL ACTION
	:	No. 24-1535
v.	:	
	:	
DERMATOLOGY AND MOHS	:	
SURGERY CENTER, P.C., et al.,	:	
	:	
Defendants.	:	

ORDER

AND NOW, this 15th day of October, 2024, upon consideration of Defendants' omnibus motion (ECF No. 6), and for the reasons set out in the accompanying Memorandum Opinion, **IT IS ORDERED THAT:**

- Defendants' motion to dismiss the complaint under Fed. R. Civ. Proc. 12(b)(6) for failure to state a claim **IS DENIED** without prejudice to Defendants to reassert at a later stage of the litigation;
- Defendants' motion to strike the jury demand under Fed. R. Civ. Proc. 39(a) **IS DENIED** without prejudice to Defendants to reassert at a later stage of the litigation; and
- Defendant Vincent Bradley's motion to dismiss the complaint under Fed. R. Civ. Proc. 12(b)(2) for lack of personal jurisdiction **IS DENIED** without prejudice to Mr. Bradley to reassert at a later stage of the litigation.

s/ ANITA B. BRODY, J.

ANITA B. BRODY, J.